



HON. SYLVIA O. HINDS-RADIX
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March 14, 2023

VIA ECF

Hon. Paul A. Engelmayer
Thurgood Marshall
United States Courthouse
40 Foley Square
New York, NY 10007

Re: *T.P. v. N.Y.C. Dep't of Educ.*, 22-CV-9413 (PAE)(RWL)

Dear Judge Engelmayer:

I am a Special Assistant Corporation Counsel in the office of Corporation Counsel, the Hon. Sylvia O. Hinds-Radix, attorney for Defendant in the above-referenced action, wherein Plaintiff seeks solely attorneys' fees, costs and expenses for legal work on an administrative hearing under the Individuals with Disabilities Education Act, 20 U.S.C. §1400, *et seq.* ("IDEA"), as well as for this action.

Defendant respectfully requests an adjournment *sine die* of the Initial Pretrial Conference (IPTC) currently scheduled for April 6, 2023, and accordingly, the attendant submission of a proposed Case Management Plan (CMP). Plaintiff consents to this request. Since this is an IDEA fees' only claim and neither liability nor discovery is at issue, respectfully, a conference would be a waste of judicial resources. To this end, the parties respectfully propose the following briefing schedule:

- Plaintiff's motion for summary judgment will be due on April 14, 2023.
- Defendant's opposition will be due on May 15, 2023.
- Plaintiff's reply will be due on May 22, 2023.

Accordingly, Defendant respectfully requests that the Court adjourn the IPTC *sine die*, and order the proposed briefing schedule. Thank you for considering these requests.

Respectfully submitted,

/s/

Jason Imbiano
Special Assistant Corporation Counsel

cc: Kevin Mendillo, Esq. (via ECF)

The Court adjourns *sine die* the conference currently scheduled for April 6, 2023 and adopts the proposed briefing schedule for the summary judgment motion.

SO ORDERED.



PAUL A. ENGELMAYER
United States District Judge
March 15, 2023